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14 IN THE UNITED STATES DISTRICT COURT
15 FOR THE DISTRICT OF NEVADA
16 SOUTHERN DIVISION

17 VEG CORP., INC,) Case No. 2:17-CV-02893-JCM-NJK
18)
19 Petitioner,) **JOINT MOTION FOR A SECOND
20) SIXTY-DAY EXTENSION FOR
21 v.) RESPONSE TO PETITION
22)
23 UNITED STATES OF AMERICA,) **SECOND REQUEST
24)
25 Respondent.) LR IA 6-1, 6-2 and 7-1****

16 COMES now Petitioner Veg. Corp., Inc. and Respondent United States of America, by
17 and through their undersigned counsel, and submit a Second Joint Motion to extend the time in
18 which the United States has to respond to the Petition for an additional period of sixty (60) days
19 up until May 22, 2018. This extra time period is sought because after the filing of the prior Joint
20 Motion, Petitioner located and produced to the IRS a substantial quantity of additional
21 documentation or records which are currently being reviewed by the IRS examination agents:
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1 1. On November 17, 2017, Veg Corp., Inc. (“Veg Corp.”) filed its Petition to quash
2 a Formal Document Request issued by the Internal Revenue Service (“IRS”) to Petitioner with
3 respect to foreign-based documentation in accordance with 26 U.S.C. (IRC) § 982(c)(2).

4 2. The IRS is conducting an audit examination of Veg Corp.’s corporate income tax
5 return for the year 2013. In connection with the examination, the IRS issued several Information
6 Document Requests (“IDR”) to Veg Corp.

7 3. On August 21, 2017, the IRS issued a Formal Document Request to Veg Corp.
8 under IRC § 982 in which it contended that Veg Corp.’s responses to the IDRs were insufficient
9 or incomplete. On November 15, 2017, the IRS granted Veg Corp an extension until December
10 15, 2017 in which to respond to the Formal Document Request.

11 4. Veg Corp. thereafter filed this Petition to quash the Formal Document Request in
12 accordance with IRC § 982(c)(2) for the reasons stated in its Petition.

13 5. Following service of process of the Petition on the United States, the parties filed
14 a (First) Joint Motion to provide the United States with a sixty-day extension up to March 23,
15 2018 in which to respond to the Petition (ECF No. 9). On December 22, 2017, the Joint Motion
16 was granted by the Court (ECF No. 10).

17 6. On January 2, 2018, Petitioner submitted to the IRS thousands of additional newly
18 discovered documents regarding its business activities for the periods under audit. These records
19 were apparently discovered after the filing of this proceeding. The documents were originally
20 produced in a format which was not easily accessible by the IRS exam team. On February 27,
21 2018, the Petitioner sent the records to the IRS in another electronic format. These records are
22 now currently under review by the IRS exam team. The additional time sought herein will also
23 provide more time for the parties to further discuss narrowing or clarifying the issues involved
24 herein.

7. The parties therefore seek a second sixty-day extension up until May 22, 2018 in which the United States has to respond to the Petition.

DATED: March 8, 2018

/s/HENRY C. DARMSTADTER

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DATED: March 8, 2018

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IT IS SO ORDERED

Dated: March 8, 2018

UNITED STATES MAGISTRATE JUDGE